

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **SEN. KEN TOOLE**, on March 22, 2005 at 8:07
A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jim Elliott, Chairman (D)
Sen. Jerry W. Black (R)
Sen. Kelly Gebhardt (R)
Sen. Dan Harrington (D)
Sen. Sam Kitzenberg (R)
Sen. Trudi Schmidt (D)
Sen. Bob Story Jr. (R)
Sen. Ken Toole (D)

Members Excused: Sen. Jon Ellingson (D)
Sen. Jeff Essmann (R)
Sen. Kim Gillan (D)

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Lee Heiman, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 518, 3/16/2005, SB 514,
3/16/2005, SB 516, 3/16/2005
Executive Action: SB 276, SB 303, SB 406, SB 323

00:00:14

HEARING ON SB 518

Opening Statement by Sponsor:

SEN. JIM ELLIOTT (D), SD 7, opened the hearing on SB 518, Allow annual or biennial registration of boats, snowmobiles, motorcycles.

Proponents' Testimony:

00:01:04 Ronda Carpenter-Wiggers, County Treasurers
Association, Montana Snowmobilers Association

Opponents' Testimony: None.

Informational Testimony:

00:02:26 Brenda Nordlund, Department of Justice
00:03:44 Doug Monger, Department of Fish, Wildlife and
Parks

Questions from Committee Members and Responses: None.

00:04:21

Closing by Sponsor:

00:05:15

HEARING ON SB 514

Opening Statement by Sponsor:

SEN. JIM ELLIOTT (D), SD 7, opened the hearing on SB 514, Property tax treatment of clean power generation.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony:

00:07:23 Gene Walborn, Department of Revenue

00:08:39

Questions from Committee Members and Responses:

00:12:22 SEN. ESSMANN arrives.

00:12:22

Closing by Sponsor:

00:20:22

SEN. KIM GILLAN arrives.

00:20:39

HEARING ON SB 516

Opening Statement by Sponsor:

SEN. KIM GILLAN (D), SD 24, opened the hearing on SB 516, Revise certain tax appeal and penalty provisions.

Proponents' Testimony:

00:23:31

Ronda Carpenter-Wiggers, County Treasurers Association

00:39:38

Harold Blattie, Montana Association of County Officials

00:40:34

Mary Whittinghill, Montana Taxpayers Association

EXHIBIT(tas63a01)

Opponents' Testimony:

00:42:41

Dave Ohler, Chief Legal Counsel, Department of Revenue

Informational Testimony:

00:51:27

Gary Thornquist, Chairman, State Tax Appeal Board

00:53:32

Questions from Committee Members and Responses:

00:54:20

David Hoffman, Pennsylvania Power and Light

01:03:08

Ken Morrison, Pennsylvania Power and Light

01:21:36

Closing by Sponsor:

01:31:58

EXECUTIVE ACTION ON SB 276

Motion: SEN. TOOLE moved that SB 276 DO PASS.

Motion/Vote: SEN. TOOLE moved that SB 276 BE AMENDED. Motion carried unanimously by voice vote.

Motion/Vote: SEN. TOOLE moved that SB 276 DO PASS AS AMENDED.
Motion carried unanimously by voice vote.

01:37:21

EXECUTIVE ACTION ON SB 303

Motion: SEN. TOOLE moved that SB 303 DO PASS.

Motion/Vote: SEN. TOOLE moved that SB 303 BE AMENDED. Motion
carried unanimously by voice vote.

Motion/Vote: SEN. TOOLE moved that SB 303 DO PASS AS AMENDED.
Motion carried 7-4 by roll call vote with SEN. BLACK, SEN.
ESSMANN, SEN. GILLAN, and SEN. STORY voting no. SEN. ELLINGSON
and SEN. SEN. SCHMIDT voted aye and SEN. STORY voted no by proxy.

01:43:21

EXECUTIVE ACTION ON SB 406

Motion: SEN. TOOLE moved that SB 406 DO PASS.

Motion/Vote: SEN. TOOLE moved that SB 406 BE AMENDED. Motion
carried unanimously by voice vote.

Motion/Vote: SEN. TOOLE moved that SB 406 DO PASS AS AMENDED.
Motion carried unanimously by voice vote.

01:48:21

EXECUTIVE ACTION ON SB 323

Motion: SEN. TOOLE moved that SB 323 DO PASS.

Motion/Vote: SEN. TOOLE moved that SB 323 BE AMENDED. Motion
carried unanimously by voice vote.

Motion/Vote: SEN. TOOLE moved that SB 323 DO PASS AS AMENDED.
Motion carried 7-1 by voice vote with SEN. TOOLE voting no.

ADJOURNMENT

Adjournment: 10:02 A.M.

SEN. JIM ELLIOTT, Chairman

KATHLEEN ELY, Secretary

JE/ke

Additional Exhibits:

EXHIBIT ([tas63aad0.TIF](#))